

Appl. No. : 09/887,553
Filed : June 22, 2001

REMARKS

The following remarks describe Applicants' response to the Office Action mailed October 3, 2003.

Restriction Requirement

In response to the Restriction Requirement mailed October 3, 2003, Applicants hereby provisionally elect species No. 1, as shown in Figure 5, for prosecution on the merits if no generic claim is held to be allowable. Species No. 1 is generally directed to the structure of a collapsible pogo stick. Applicants submit that at least Claims 1-18 and 21 are readable on the elected species.

Applicants respectfully disagree with the Examiner's indication that Claims 14-17 are readable on species No. 2. Claims 14-17 are also directed to the structure of a collapsible pogo stick, as shown in Figure 5, and therefore should be included as part of species No. 1. In fact, independent claim 14 does not recite any structure shown in Figure 7. On the other hand, Claims 19 and 20 relate to a pogo stick having a telescoping handlebar and a pneumatic spring (as shown in Figure 7). Therefore, in view of the foregoing, Applicants respectfully request that the Examiner include Claims 1-18 and 21 as part of species No. 1 for prosecution on the merits.

Respectfully submitted,

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